

Panaji, 11th April, 1986 (Chaitra 21, 1908)

SERIES I No. 2

# OFFICIAL GAZETTE

## GOVERNMENT OF GOA, DAMAN AND DIU

### GOVERNMENT OF GOA, DAMAN AND DIU

Department of Personnel and Administrative Reforms

#### Notification

1/10/78-PER (Vol. II)

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, read with the Government of India, Ministry of Home Affairs Notification No. F.1/29/68-GP dated 29th June, 1968 and Ministry of External Affairs Notification No. F. 7/(11)/62-Goa dated 25th July, 1963 and in supersession of the existing recruitment rules for the posts, the Lieutenant Governor of Goa, Daman and Diu hereby makes the following rules relating to recruitment to the General Central Service, Group 'A' and Group 'B', Gazetted posts in the Directorate of Social Welfare, Government of Goa, Daman and Diu, namely: —

#### 1. Short title, application and commencement. —

(1) These rules may be called the Government of Goa, Daman and Diu, Directorate of Social Welfare, Group 'A' and Group 'B' Gazetted posts, Recruitment Rules, 1986.

(2) *Application:* These rules shall apply to the posts specified in Column 1 of the Schedule to these rules (hereinafter called a the "said Schedule").

(3) They shall come into force from the date of publication in the Official Gazette.

2. *Number, classification and scales of pay.* — The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in columns 2 to 4 of the said Schedule:

Provided that the Government may vary the number of posts in Column 2 of the said Schedule from time to time subject to exigencies of work.

3. *Method of recruitment, age limit and other qualifications.* — The method of recruitment to the said posts, age limit, qualifications and other matters connected therewith shall be as specified in Columns 5 to 13 of the said Schedule.

4. *Disqualification.* — No person who has entered into or contracted a marriage with a person having a spouse living or who, having a spouse living, has entered into or contracted a marriage with any person, shall be eligible for appointment to the service:

Provided that the Government may if satisfied that such marriage is permissible under the personal Law applicable to such person and the other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

5. *Power to relax.* — Where the Government is of the opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing and in consultation with the Union Public Service Commission relax any of the provisions of these rules with respect to any class or category of persons.

6. *Saving.* — Nothing in these rules shall affect reservation, relaxation of age limit and other concessions required to be provided for Scheduled Castes, Scheduled Tribes and other special categories of persons in accordance with the orders issued by the Central Government from time to time in that regard.

7. These rules are issued with the approval of the Union Public Service Commission granted under their letter No. F.3/29(3)/85-RR dated 17-12-1985.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

N. P. Gaunekar, Under Secretary (Personnel).

Panaji, 11th February, 1986.

**SCHEDULE**

Name of the post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Whether benefit of added years of service admissible under rule 30 of the C.C.S. (Pension) Rules, 1972	Educational and other qualifications required for direct recruits	Whether age and Educational Qualifications prescribed for the direct recruit will apply in the case of promotees	Period of probation if any	Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer, and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/deputation/transfer, grades from which promotion/deputation/transfer is to be made	If a D. P. C. exists, what is its composition	Circumstances in which Union Public Service Commission is to be consulted in making recruitment
1	2	3	4	5	6	6(a)	7	8	9	10	11	12	13
Deputy Director of Social Welfare.	1 (1986) Subject to variation dependent on workload.	General Central Service Group 'A' Gazetted.	Rs. 700-40-900-EB-40-1100-50-1300.	Selection.	Not exceeding 35 years. (Relaxable for Government servants upto 5 years in accordance with the instructions or orders issued by the Central Government).	No	<p><b>Essential:</b></p> <p>i) Master's degree in Social service/Social Welfare / Social Work/Sociology/ /Psychology/Home Science with Nutrition or Child Development as a subject from a recognised University or equivalent.</p> <p>ii) 5 years' experience in Social Work in any Social Welfare Organisation.</p> <p><b>Note 1:</b> Qualifications are relaxable at the discretion of the U.P. S.C. in case of candidates otherwise well qualified.</p> <p><b>Note 2:</b> The qualification (s) regarding experience is/are relaxable at the discretion of the U.P.S.C. in the case of candidates belonging to Scheduled Castes and Scheduled Tribes if, at any stage of selection, the U.P. S.C. is of the opinion that sufficient number of candidates from these communities possessing the requisite experience are not likely to be available to fill up the vacancies reserved for them.</p> <p><b>Destrable:</b></p> <p>Knowledge of Konkani/ /Marathi/Gujarati.</p>	Age: No EQ: Yes	One year for direct recruits and 2 years for promotee officers	By promotion failing which by transfer on deputation and failing both by direct recruitment.	<p><b>Promotion:</b></p> <p>Probation Officer/ /Superintendent-cum-Probation Officer Superintendent for Protective Home with 3 years' regular service in the grade.</p> <p><b>Transfer on deputation:</b></p> <p>Officers of the Central/State Governments/ /Union Territories:</p> <p>a) i) holding analogous posts; or</p> <p>ii) with 3 years' service in posts in the scale of Rs. 650-1200 or equivalent; or</p> <p>iii) with 5 years service in posts in the scale of Rs. 550-900 or equivalent; and</p> <p>(b) possessing the educational qualifications and experience prescribed for direct recruits under Col. 7.</p> <p>(The departmental officers in the feeder category who are in the direct line of promotion will not be eligible for consideration for appointment on deputation. Similarly, deputationists shall</p>	<p>Group 'A' D.P.C. (for considering promotion).</p> <p>1. Chairman/ Member, U. P. S. C. — Chairman.</p> <p>2. Chief Secretary — Member.</p> <p>3. Administrative Secretary — Member.</p> <p>4. Director of Social Welfare — Member.</p> <p>Group 'A' D.P.C. (for considering confirmation).</p> <p>1. Chief Secretary — Chairman.</p> <p>2. Administrative Secretary — Member.</p> <p>3. Director of Social Welfare — Member.</p> <p><b>Note:</b> The Proceedings of the D.P.C. relating to confirmation shall be sent to the Commission for approval. If, however, these are not approved by the Commission a fresh meeting of</p>	Consultation with the U.P. S.C. necessary while making direct recruitment and selecting an officer for appointment on transfer on deputation.

a) Probation — 2.	4 (1986) Assistant	General Central Service B Gazetted	Rs. 650-30-740-35-810-1000-EE-40-1200.	Selection.	Not exceeding 30 years. (Reservants upto 5 years in accordance with the instructions or orders issued by the Central Government).	No
b) Superintendent cum-Probation Officer for Bal Niketan — 1.	dependent on workload.				<i>Note:</i> The crucial date for determining the age limit shall be the closing date for receipt of applications from candidates in India (other than those in Andaman and Nicobar Islands and Lakshadweep).	
c) Superintendent for Protective Home — 1.						

**Essential:**  
Master's degree in Social Service/Social Work /Home Science with Nutrition of Child Development as a subject from a recognised University or equivalent.

*Note 1:* Qualifications are relaxable at the discretion of the U.P. S.C. in case of candidates otherwise well qualified.

*Note 2:* The qualification(s) regarding experience is/are relaxable at the discretion of the U.P.S.C. in the case of candidates belonging to Scheduled Castes and Scheduled Tribes if, at any stage of selection, the U.P. S.C. is of the opinion that sufficient number of candidates from these communities possessing the requisite experience are not likely to be available to fill up the vacancies reserved for them.

**Desirable:**  
Knowledge of Marathi/  
/Konkani/Gujarati.

Age: 2 years  
No EQ: No must  
Degree with one of the subjects mentioned in EQ(i) under Col. 7.

- i) 50% by promotion failing both by direct recruitment.  
ii) 50% by direct recruitment.

not be eligible for consideration for appointment by promotion. Period of deputation including the period of deputation in another ex-cadre post held immediately preceding this appointment in the same organisation/department shall ordinarily not exceed 3 years).

**Promotion:**  
Sufficient Project Officer with 3 years regular service in the grade.

**Transfer on deputation:**  
Officers under the Central/State Governments/Union Territories:

- a) i) holding analogous posts; or  
ii) with 3 years' service in posts in the scale of Rs. 550-900 or equivalent; or  
iii) with 8 years' service in posts in the scale of Rs. 425-700 or equivalent; and  
(b) possessing the educational qualifications and experience prescribed for direct recruits under Col. 7.

(The departmental officers in the feeder category who are in the direct line of promotion will not be eligible for consideration for appointment on deputation. Si-

the D. P. C. to be presided over by the Chairman or a Member of the U.P.S.C. shall be held.

**Group 'A'**  
Secretary — Chairman.  
2. Administrative Secretary — Member.

3. Head of the Department — Member.

*Note:* The Proceedings of the D.P.C. relating to confirmation shall be sent to the Commission for approval. If, however, these are not approved by the Commission a fresh meeting of the D. P. C. to be presided over by the Chairman or a Member of the U.P.S.C. shall be held.

Consultants necessary while making direct recruitment and selecting an officer for appointment on deputation.

## Forest and Agriculture Department

## ORDER

10/1/9-AGR-Vol. VI

The following order issued by Government of India, Ministry of Agriculture (Department of Agriculture and Cooperation) New Delhi which was published in the Extraordinary Gazette of India, Part II Series I Sub-Section (i) is hereby republished in the Official Gazette for the general information of the public.

(i) Order No. 12-9/85-STU dated 6-2-1986.

A. P. Fanvilkar, Under Secretary (Forest and Agriculture).

Panaji, 17th March, 1986.

GOVERNMENT OF INDIA  
MINISTRY OF AGRICULTURE

(Department of Agriculture and Cooperation)

New Delhi, the 6th February, 1986.

## ORDER

No. 12-9/85-STU

G.S.R. 93(E). In pursuance of sub-clause (a) of clause 21 of the Fertiliser (Control) Order, 1985, and in supersession of SRO 1895 dated the 25th May, 1957 the Controller of Fertilisers, hereby specifies that every manufacturer of complex fertilisers, granulated mixtures, physical mixtures, manure mixtures and straight fertilisers shall legibly mark on the containers of such fertiliser the following particulars, namely: —

(a) On containers of complex fertiliser/granulated mixtures/physical mixtures/manure mixtures

- (i) Registered number, if any, brand and name of complex fertilisers/granulated mixtures / physical mixtures / manure mixtures with grade;
- (ii) The N, organic or inorganic, total  $P_2O_5$ , water soluble  $P_2O_5$ ,  $K_2O$  contents of the complex fertilisers/granulated mixtures/physical mixtures and manure mixtures denoted by the letters, N,  $P_2O_5(T)$ ,  $P_2O_5(ws)$  and  $K_2O$  respectively;
- (iii) The registered name of the firm and trade mark, if any;
- (iv) The crop or crops for which the complex fertiliser/granulated mixture/physical mixture/manure mixture is suitable and in the case of general mixture for all crops the expression 'All crops';
- (v) The gross and net content by weight in Kilograms.

(b) On containers of straight fertilisers

- (i) Name of the manufacturer.
- (ii) Trade mark, if any.

Similarly, deputationists shall not be eligible for consideration for appointment by promotion. Period of deputation including the period of deputation in another ex-cadre post held immediately preceding this appointment in the same organisation/department shall ordinarily not exceed 3 years).

- (iii) Name of the fertiliser.
- (iv) % of weight of  $N/P_2O_5/K_2O/Zn/Mn$ .
- (v) Gross and net content by weight in Kilograms.

Sd/-

(J. K. ARORA)

Joint Secretary to the Govt. of India.

Public Works and Urban Development Department

**ORDER**

7/10.7/80-WET(II)

Read:- Government order No. 7/10-7/80-WET dated 26-7-1980.

Whereas the Government vide Portaria No. 8006 dated 27-4-1961 (hereinafter called the "said Portaria") prescribed certain rates for water supply in the District of Goa.

And whereas, the rates fixed for supply of water under the said Portaria and Government order No. 7/10-7/80-WET dated 26-7-1980 are inconsistent with the present conditions and not commensurate with the expenditure incurred by the Government for the maintenance of relevant services;

Now, therefore, in exercise of the powers conferred by Article 60 of Portaria No. 6802, dated 10-12-1956 (Water Supply Bye-laws), and all other powers enabling him in that behalf, read with clause 2 of the Goa, Daman and Diu Removal of Difficulties Order, 1962, and in partial modification of Government Portaria No. 8006 dated 27-4-1961, the Lieutenant Governor of Goa, Daman and Diu hereby makes the following Order for fixing the selling prices of water in the Union Territory of Goa, Daman and Diu, namely:

1. *Short title, extent and commencement:*— (1) This Order may be called, The Goa, Daman and Diu Revision of Tariff for Water Supply and Meter Rents in Goa, Daman and Diu, Order, 1986.

(2) It extends to the whole of Union Territory of Goa, Daman and Diu.

(3) It shall come into force with effect from 1st April, 1986.

2. Fixation of water tariffs (selling prices of water) for domestic consumption, hotels, commercial uses, defence, small/medium/major industries, Mormugao Port Trust, public taps in Municipal and Village Panchayat areas in the Union Territory of Goa, Daman and Diu shall be as follows, namely:—

(a) *Domestic:*

- (i) Rs. 0.50 per  $m^3$  per month upto 10  $m^3$  per month.
- (ii) Rs. 1.00 per  $m^3$  for consumption over 10  $m^3$  per month.
- (iii) The minimum consumption of water by each consumer is 10  $m^3$  per month.

(b) *Restaurant/Bars, Hotels, Lodgings, Boardings, Hostels and Connection Given for Construction Purposes:*

- (i) Rs. 0.50 per  $m^3$  per month upto 10  $m^3$  per month.
- (ii) Rs. 1.00 per  $m^3$  for consumption over 10  $m^3$  per month.
- (iii) The minimum charges per month shall be Rs. 100/-.

(c) *Defence Establishments:*

Rs. 2.50 per  $m^3$ .

(d) *Small Scale and Major Industries:*

Rs. 2.50 per  $m^3$ .

(e) *Mormugao Port Trust:*

Rs. 3.00 per  $m^3$ .

(f) *Public Taps:*

(i) In Municipal areas.

Rs. 10.00 per tap per month.

(ii) In Village Panchayat areas.

Rs. 5.00 per tap per month.

(g) *Delayed payment charges and reconnection charges:*

- (i) The delayed payment charges at 1% compound interest per month or part thereof shall become due and payable if the bills are not paid on or before due date of payment specified in the water tariff bill.
- (ii) The reconnection charges of the meter after disconnection shall be Rs. 10/-.

(h) *Revised Meter Rent:*

(As per Annexure I enclosed).

**ANNEXURE I****Revised Meter Rent**

Sl. No.	Size of Meter	Revised Rate Per Month
1.	(15 mm) 1/2 inch	Rs. 4.00
2.	(20 mm) 3/4 inch	Rs. 5.00
3.	(25 mm) 1 inch	Rs. 5.00
4.	(40 mm) 1 1/2 inches	Rs. 25.00
5.	(50 mm) 2 inches	Rs. 25.00
6.	(80 mm) 3 inches	Rs. 50.00
7.	(100 mm) 4 inches	Rs. 65.00
8.	(150 mm) 6 inches	Rs. 100.00
9.	(200mm) 8 inches	Rs. 175.00
10.	(250mm) 10 inches and above)	Rs. 400.00

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

A. V. Pimenta, Under Secretary (PW & UD).

Panaji, 1st April, 1986.

Tourism, Information and Transport Department

Notification

5/12/82-HD(G)-Vol.II

The following notifications received from the Government of India, Ministry of Transport, Department of Surface Transport, New Delhi, are hereby republished for general information of the public.

T. J. Faleiro, Under Secretary (STE).

Panaji, 13th March, 1986.

GOVERNMENT OF INDIA

MINISTRY OF TRANSPORT

Department of Surface Transport

New Delhi, the 11-2-86.

Notification

S.O. No. 49E In exercise of the powers conferred by sub-section (3) of Section 36 of Motor Vehicles Act, 1939, the Central Government hereby accords approval to the registration of following military disposal trailer with the maximum safe laden weight and dimensions of the trailer mentioned in the schedule appended hereto:—

SCHEDULE

1. Chassis number of trailer: AB. 2353.
2. Type of trailer: Flat bed, floating front and rear axles, 32 wheeler military disposal (unaltered) trailer.
3. Recommended load of trailer: Front axle load — 57500 Kg.  
Rear axle load — 57500 Kg.  
Gross laden wt. — 115000 Kg.
4. Dimensions: Length — 9920 M.M.  
Width — 3200 M.M.  
Height — 1500 + 10 M.M.
5. Owned by: M/s. Haulage Corporation, Bombay.

2. The above relaxation for the purpose of assigning higher weight limits in respect of the tractor trailer, the description of which is indicated above, is given for the operation of the tractor-trailer within the limits of State of Maharashtra as per the recommendation of the State Government of Maharashtra.

3. The relaxation is also subject to the conditions that:

(i) the operations of the trailer shall be done only sparingly.

(ii) load restrictions on various roads stipulated by the Public Works Department/local Authorities

will be observed and permission of such authorities will be obtained before the vehicle is put on the roads.

(iii) the loaded vehicle will not be allowed to pass over the bridges on the roads in this State and the applicants will have to make their own arrangements to cross the rivers/nallas as directed by the Public Works Department.

4. In case the trailer is to be used outside the State of Maharashtra, such an operation will be with the prior approval of the concerned State PWD/Local Bodies and on the route as may be specified by the said State PWD/Local Bodies, and will also be subject to such conditions as the State Government/Local Bodies may specify for the safety of structures, roads, bridges, culverts and with due regard to safety to all road users, for which the State PWD/Local Bodies and the police authorities will be kept duly informed by the operator, every time the operations are effected.

Sd/-

(A. P. SINH)

Joint Secretary to the Govt. of India.

TW/TGM(72)/85

New Delhi, the 11th Feb., 1986

Notification

S. O. No. 50 (E) In exercise of the powers conferred by sub-section 3 of Section 36 of Motor Vehicles Act, 1939, the Central Government hereby accords approval to the registration of two trailers with specifications mentioned in the schedule appended hereto:—

SCHEDULE

1. Type of trailers: Military disposal unaltered semi-trailer, Gooseneck type with floating type of rear axle having sixteen wheels.
2. Chassis number: WW 546 and WW — 550.
3. Dimensions of each trailer: Overall length — 15110 mm  
Overall width — 2885 mm  
Overall height — 1300+10mm
4. Recommended loads on each trailer: Unladen weight — 9000 Kg.  
Gross laden wt. — 50000 Kg.  
Kingpin reaction — 13300 Kg.  
Tandem axle wt. — 36700 Kg.
5. Owned by: STC Movers Pvt. Ltd., Bombay.

2. The relaxation is subject to the condition that operation of the trailer shall be done only sparingly and also subject to local restrictions as might be in force.

3. Loaded trailer will not be allowed to pass over the bridges in the roads and the owner will have to make his own arrangements to cross the river/nallas as directed by the Public Works Department.

4. The operation will be with the prior approval of the concerned State PWD and will also be subject to such conditions as the State Government may specify for the safety of roads, bridges, culverts and with regard to safety to all road users, for which both the State PWD and the Police Authorities will be kept duly informed by the operator every time the operations are effected.

Sd/-  
(A. P. SINH)

Joint Secretary to the Govt. of India.  
(File No. TW/TGM/(76)/85)

Finance Department  
Expenditure, Revenue and Control Branch

#### Notification

1/23/80-Fin (R&C)

In exercise of the powers conferred by section 22 of the Goa, Daman and Diu Excise Duty Act, 1964 (5 of 1964) and all other powers enabling it in that behalf, the Government of Goa, Daman and Diu hereby makes the following rules, so as to further amend the Goa, Daman and Diu (Excise Duty) Rules, 1964, namely: -

1. *Short title and commencement.*— (1) These rules may be called the Goa, Daman and Diu Excise Duty (First Amendment) Rules, 1986.

(2) They shall come into force at once.

2. *Amendment of rule 49.*— In clause (i) of sub-rule (1) of rule 49 of the Goa, Daman and Diu Excise Duty Rules, 1964, for the words "Excise Inspector", the words "Excise Officer or Superintendent of Excise" shall be substituted.

By order and in the name of the Administrator of Goa, Daman and Diu.

K. M. Nambiar, Under Secretary (Finance Exp.).  
Panaji, 1st April, 1986.

#### Corrigendum

7/4/82-Fin (R&C)/Part

Read:— Government Order No. 7/4/82-Fin (R&C)/Part dated 10th March, 1986.

In the Government Order quoted above the words and figures "Article No. 19" shall be read as "Article No. 27".

By order and in the name of the Administrator of Goa, Daman and Diu.

K. M. Nambiar, Under Secretary (Finance Exp.).  
Panaji, 19th March, 1986.

#### Law Department

#### Legal Affairs Branch

#### Notification

L.D/8/3/85-L.A.B.

The following Notification bearing No. V-11012/4/84-GPA.V dated 12th September, 1985 issued by the Ministry of Home Affairs, New Delhi, is hereby republished for the general information of the public.

B. S. Subbanna, Under Secretary to the Govt. of Goa, Daman & Diu.

Panaji, 4th December, 1985.

#### GOVERNMENT OF INDIA

BHARAT SARKAR

#### MINISTRY OF HOME AFFAIRS

(GRIH MANTRALAYA)

New Delhi, dated the 12th September, 1985

#### Notification

S. O. 667(E) Whereas the Central Government is of the opinion that it is necessary and expedient in the public interest to exempt certain classes of persons from the operation of some of the provisions of the Arms Act, 1959 (54 of 1959);

Now, therefore, in exercise of the powers conferred by Section 41 of the said Act, the Central Government hereby exempts the classes of persons specified in column 2 of the Schedule hereto annexed, in respect of the arms of the category or description specified in the corresponding entry in column 3 thereof, when carried, possessed for their own personal use for the purpose of training or use in competitions, from the operation of the provisions of sub-section (2) of section 3, and sub-clause (i) of clause (a) of sub-section (1) of Section 9, of the said Act and subject to such conditions as are specified in the corresponding entry in column 4 of the said Schedule:

Provided that the exemption hereby granted shall be subject to the following further conditions, namely:—

(1) the certifying body for persons specified at Serial No. 1 of the Schedule shall be the Ministry of Sports, Government of India. The certificate shall specifically state that the award was conferred for excellence as a shooter, and not for administrative developmental or promotional work connected with shooting;

(2) the certifying body for persons specified at serial numbers 2, 3, 4, and 5 of the Schedule shall be the currently serving General Secretary or the Honorary Secretary of the National Rifle Association or the Indian Olympic Association. The fact that the General Secretary or the Honorary Secretary issuing such a certificate is holding the office of the General Secretary or the Honorary Secretary in the year of issue of such certificate shall be duly certified by an

Officer of the Ministry of Sports, not below the rank and status of an Under Secretary. The said certificate from the Ministry of Sports shall accompany the certificate issued by the said General Secretary or the Honorary Secretary of the said association in the case of every individual application;

(3) all certificates issued by the National Rifle Association or the Indian Olympic Association, shall be dated *after* the date of publication of this notification. Only the performances in any event held after the 1st January, 1970 shall be relevant for purposes for the exemption contained in this notification. Performances in any event prior to the 1st January, 1970 shall also be eligible for exemption under this notification, if any such performance is specifically directed in writing to be included by an Officer not below the rank and status of an Under Secretary in the Ministry of Sports.

(4) the persons claiming exemption under this notification, has completed the age of sixteen years.

*Explanation.*—For the purposes of this notification, —

(a) "international championship" means the Asian Games, the Asian Shooting Championships, the Asian Ladies or Asian Junior Shooting Championship, or the Commonwealth Games, the Commonwealth Shooting Championships, the Olympic Games, the World Shooting Championships or the World Ladies or World Junior Shooting Championships;

(b) "international medalist" means a person who has won an individual medal in an international championship, or equalled or bettered, in the same championship, the score of the bronze medalist;

(c) "international target shooter" means a person who has achieved a rank among the first 15 positions in an international championship;

Provided that where the number of participants in the event in question is less than 30, the person should have achieved a position of half the total number of participants in that event or better;

(d) "renowned shooter" means a person who has achieved a rank amongst the first fifteen positions in a National Championship in an Open Men's Event or Open Ladies' Event or Open Civilian's Event:

Provided that where the number of participants in the event in question is less than 30, the person should have achieved a position of half the total number of participants in the event or better:

Provided further that the event should be according to current rules of International Shooting Union:

(e) "junior target shooter" means a person who has completed the age of sixteen years but is below the age of 21 years and has taken part in at least one State Level, Zonal level, or National level, Shooting Competition recognised by National Rifle Association.

#### THE SCHEDULE

Serial No.	Persons or classes of Persons	Categories/descriptions of arms	Conditions
1	2	3	4
1.	Arjuna award winner in shooting	The category of arms used in that branch of shooting competition for which he has been conferred the Arjuna Award.	The person must hold a certificate issued by the appropriate certifying bodies specified in the proviso to this notification.
2.	International medalist	<p>(i) Rifles in calibre .22 Long Rifle (also known as .22LR) excluding semi-automatic rifles.</p> <p>(ii) Target rifle (full bore) provided — (a) it is a single shot without any magazine; (b) it has a minimum diameter of barrel of 20 mm. at muzzle end; (c) its calibre is .243 or 30.06 or .308; and (d) it has a minimum length of barrel of 635 mm.</p> <p>(iii) Target pistol having a minimum barrel length of 103 mm. and minimum overall length of 225 mm., calibre .22 short, .32 Smith and Wesson Long Wadcutter (also known as .32 S &amp; W Long WC) or .38 Special Wadcutter and the rearsight adjustable in both directions i.e. left-right as well as up-down.</p> <p>(iv) Target revolver having a minimum barrel length of 150 mm. and calibre .32 Smith and Wesson Long (also known as .32 S&amp;WL) or .38 Special also known as .38 Spl.) and the rearsight adjustable in both directions i.e. left-right as well as up-down.</p> <p>(v) Shot guns of 12 bore.</p>	<p>The person should qualify for the exemption by virtue of performance in a rifle event. The person must hold a certificate issued by the appropriate certifying bodies specified in the proviso to this notification.</p> <p>The person should qualify for the exemption by virtue of performance in a rifle event. The person must hold a certificate issued by the appropriate certifying bodies specified in the proviso to this notification.</p> <p>The person should qualify for the exemption by virtue of performance in a pistol or revolver event. The person must hold a certificate issued by the appropriate certifying bodies specified in the proviso to this notification.</p> <p>The person should qualify for the exemption by virtue of performance in a pistol or revolver event. The person must hold a certificate issued by the appropriate certifying bodies specified in the proviso to this notification.</p> <p>(i) The total number of shot guns exempted shall not exceed four, that is to say, two guns for trap shooting and two guns for skeet shooting.</p> <p>(ii) The person must qualify for the exemption by virtue of his performance in the particular event.</p>



1	2	3	4
			(iii) A person competent only in skeet shooting or only in trap shooting shall be entitled to two guns only for the particular event in which he has achieved the competence.
			(iv) The person must hold a certificate issued by the appropriate certifying bodies specified in the proviso to this notification.
3. International Target Shooter	(i) Rifles in calibre .22 Long Rifle (also known as .22 LR) excluding semi-automatic rifles.		The person should qualify for the exemption by virtue of performance in a rifle event. The person must hold a certificate issued by the appropriate certifying bodies specified in the proviso to this notification.
	(ii) Target rifle (full bore) provided — (a) it is single shot without any magazine; (b) it has a minimum diameter of barrel of 20 mm. at muzzle end; (c) its calibre is .243 or 30.06 or .303 or 7.62 or 7.5 Swiss or .308; and (d) it has a minimum length of barrel of 635 mm.		The person should qualify for the exemption by virtue of performance in a rifle event. The person must hold a certificate issued by the appropriate certifying bodies specified in the proviso to this notification.
	(iv) Target revolver having a minimum barrel length of 150 mm. and calibre .32 Smith and Wesson Long (also known as .32 S&W L) or .38 Special (also known as .38 Spl.) and the rearsight adjustable in both directions i.e. left-right as well as up-down.		The person should qualify for the exemption by virtue of performance in a pistol or revolver event. The person must hold a certificate issued by the appropriate certifying bodies specified in the proviso to this notification.
	(v) Short guns of 12 bore.		(i) The total number of shot guns exempted shall not exceed four, that is to say, two guns for trap shooting and two guns for skeet shooting.
			(ii) The person must qualify for the exemption by virtue of his performance in the particular event.
			(iii) A person competent only in skeet shooting or only in trap shooting shall be entitled to two guns only for the particular event in which he has achieved the competence.
			(iv) The person must hold a certificate issued by the appropriate certifying bodies specified in the proviso to this notification.
4. Renowned Shooter	(i) Rifles in calibre .22 Long Rifle (also known as .22 LR) excluding semi-automatic rifles.		The person should qualify for the exemption by virtue of performance in a rifle event. The person must hold a certificate issued by the appropriate certifying bodies specified in the proviso to this notification.
	(ii) Target rifle (full bore) provided — (a) it is a single shot without any magazine; (b) it has a minimum diameter of barrel of 20 mm. at muzzle end; (c) its calibre is .243 or 30.06 or .303 or 7.5 Swiss or .308; and (d) it has a minimum length of barrel of 635 mm.		The person must qualify for the exemption by virtue of performance in a rifle event. The person must hold a certificate issued by the appropriate certifying bodies specified in the proviso to this notification.
	(iii) Target pistol having a minimum barrel length of 103 mm. and minimum overall length of 225 mm., calibre .22 short, or .32 Smith and Wesson Long Wadcutter (also known as .32 S&W Long WC), or .38 Special Wadcutter and the rearsight adjustable in both directions i.e. left-right as well as up-down.		The person must qualify for the exemption by virtue of performance in a pistol or revolver event. The person must hold a certificate issued by the appropriate certifying bodies specified in the proviso to this notification.
	(iv) Target revolver having a minimum barrel length of 150 mm. and calibre .32 Smith and Wesson Long (also known as .32 S&W L) or .38 Special (also known as .38 Spl.) and the rearsight adjustable in both directions i.e. left-right as well as up-down.		The person must qualify for the exemption by virtue of performance in a pistol or revolver event. The person must hold a certificate issued by the appropriate certifying bodies specified in the proviso to this notification.
	(v) Shot guns of 12 bore.		(i) The total number of shot guns exempted shall not exceed four, that is to say, two guns for trap shooting and two guns for skeet shooting.
			(ii) The person must qualify for the exemption by virtue of his performance in the particular event.
			(iii) A person competent only in skeet shooting or only in trap shooting shall be entitled to two guns only for the particular event in which he or she has achieved the competence.
			(iv) The person must hold a certificate issued by the appropriate certifying bodies specified in the proviso to this notification.

1	2	3	4
5. Junior Target Shooter	(i) .22 calibre Long Rifle (also known as .22 LR) excluding semi-automatic rifles; or (ii) 12 bore short gun; or (iii) Target pistol having a minimum barrel length of 103 mm., minimum overall length of 225 mm., calibre .22 short, .32 Smith & Wesson Long Wadcutter (also known as .32 S&W Long WC), or .38 Special Wadcutter and the rear-sight adjustable in both directions i.e. left-right as well as up-down.		The exemption is restricted to the one weapon of any category mentioned in column 3. The person must hold a certificate issued by the appropriate certifying bodies specified in the proviso to his notification.
6. Rifle clubs or Pistol clubs and Association licenced by Central or State Governments			

Sd/-

(S. R. ARYA)

Joint Secretary to the Govt. of India.

**Notification**

LD/8/385-L.A.B.,

The National Capital Region Planning Board Act, 1985 (No. 2 of 1985) and the General Insurance Business (Nationalisation) Amendment Act, 1985 (No. 3 of 1985) which were passed by Parliament and assented to by the President of India on 9th February, 1985 and published in the Gazette of India, Extraordinary, Part II, Section 1 dated 11-2-1985, are hereby republished for the general information of the public.

B. S. Subbanna, Under Secretary to the Government of Goa, Daman and Diu.

Panaji, 30th May, 1985.

**The National Capital Region Planning Board Act, 1985****ARRANGEMENT OF SECTIONS****CHAPTER I****Preliminary****Sections**

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2. Definitions.

**CHAPTER II****The National Capital Region Planning Board**

3. Constitution and incorporation of the Board.
4. Composition of the Planning Committee.
5. Power to co-opt, etc.
6. Vacancies, etc., not to invalidate proceedings of the Board or the Committee.

**CHAPTER III****Functions and powers of the Board and of the Committee**

7. Functions of the Board.
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40. Acquisition of land and determination of rights in relation to land to be made by the Government of the participating State or Union territory.
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**THE SCHEDULE.****The National Capital Region Planning Board Act, 1985**

AN

ACT

to provide for the constitution of a Planning Board for the preparation of a plan for the development of the National Capital Region and for co-ordinat-

ing and monitoring the implementation of such plan and for evolving harmonized policies for the control of land-uses and development of infrastructure in the National Capital Region so as to avoid any haphazard development of that region and for matters connected therewith or incidental thereto.

Whereas it is expedient in the public interest to provide for the constitution of a Planning Board for the preparation of a plan for the development of the National Capital Region and for co-ordinating and monitoring the implementation of such plan and for evolving harmonized policies for the control of land-uses and development of infrastructure in the National Capital Region so as to avoid any haphazard development thereof;

And Whereas Parliament has no power to make laws for the States with respect to any of the matters aforesaid, except as provided in articles 249 and 250 of the Constitution;

And Whereas in pursuance of the provisions of clause (1) of article 252 of the Constitution, resolutions have been passed by all the Houses of the Legislatures of the States of Haryana, Rajasthan and Uttar Pradesh to the effect that the matters aforesaid should be regulated in those States by Parliament by law;

Be it enacted by Parliament in the Thirty-fifth Year of the Republic of India as follows:—

## CHAPTER I

### Preliminary

1. *Short title and commencement.*— (1) This Act may be called the National Capital Region Planning Board Act, 1985.

(2) It shall be deemed to have come into force on the 19th day of October, 1984.

2. *Definitions.*— In this Act, unless the context otherwise requires, —

(a) "Board" means the National Capital Region Planning Board constituted under sub-section (1) of section 3;

(b) "Committee" means the Planning Committee constituted under sub-section (1) of section 4;

(c) "counter-magnet area" means an urban area selected by the Board under clause (f) of section 8;

(d) "Functional Plan" means a plan prepared to elaborate one or more elements of the Regional Plan;

(e) "land" includes benefits to arise out of land, and things attached to the earth or permanently fastened to anything attached to the earth;

(f) "National Capital Region" means the areas specified in the Schedule:

Provided that the Central Government with the consent of the Government of the concerned participating State and in consultation with the Board, may, by notification in the Official Gazette, add any area to the Schedule or exclude any area therefrom;

(g) "participating States" means the States of Haryana, Rajasthan and Uttar Pradesh;

(h) "prescribed" means prescribed by rules made under this Act;

(i) "Project Plan" means a detailed plan prepared to implement one or more elements of the Regional Plan, Sub-Regional Plan or Functional Plan;

(j) "Regional Plan" means the plan prepared under this Act for the development of the National Capital Region and for the control of land-uses and the development of infrastructure in the National Capital Region;

(k) "regulations" means regulations made by the Board under this Act;

(l) "sub-region" means such part of the National Capital Region as falls entirely within the limits of a participating State or the Union territory;

(m) "Sub-Regional Plan" means a plan prepared for a sub-region; and

(n) "Union territory" means the Union territory of Delhi.

## CHAPTER II

### The National Capital Region Planning Board

3. *Constitution and incorporation of the Board.*—

(1) The Central Government shall, by notification in the Official Gazette, constitute for the purposes of this Act, a Board, to be called the National Capital Region Planning Board.

(2) The Board shall be a body corporate by the name aforesaid, having perpetual succession and a common seal with power, subject to the provisions of this Act, to contract and shall, by the said name, sue and be sued.

(3) The Board shall consist of such number of members, not exceeding twenty-one, as may be prescribed, and unless the rules made in this behalf, otherwise provide, the Board shall consist of the following members, namely:—

(a) the Union Minister for Works and Housing, who shall be Chairman of the Board;

(b) the Chief Minister of the State of Haryana;

(c) the Chief Minister of the State of Rajasthan;

(d) the Chief Minister of the State of Uttar Pradesh;

(e) the Administrator of the Union territory;

(f) eight members, to be nominated by the Central Government, on the recommendation of the participating States and the Administrator of the Union territory:

Provided that not more than two members shall be nominated on the recommendation of a participating State, or, as the case may be, the Administrator of the Union territory;

(g) three other members, of whom one shall be a person having knowledge and experience in town planning, to be nominated by the Central Government;

(h) a full-time Member-Secretary of the Board, to be nominated by the Central Government from amongst officers of, or above, the rank of a Joint Secretary to, the Government of India:

Provided that no change shall be made in the composition of the Board by rules except with the consent of the Government of each of the participating States and of the Administrator of the Union territory.

(4) The terms and conditions of office of the members nominated under clause (f), clause (g) or clause (h) of sub-section (3) shall be such as may be prescribed.

4. *Composition of the Planning Committee.*—(1) The Board shall, as soon as may be, after the commencement of this Act, constitute a Committee, to be called the Planning committee, for assisting the Board in the discharge of its functions.

(2) The Committee shall consist of such members as may be prescribed and unless the rules made in this behalf otherwise provided, the Committee shall consist of the following members, namely:—

(a) the Member-Secretary to the Board, who shall be the *ex officio* Chairman of the Committee;

(b) the Joint Secretary to the Government of India in the Ministry of Works and Housing, in-charge of Housing and Urban Development, *ex officio*;

(c) Secretary-in-charge of Urban Development in each participating State and the Union territory, *ex officio*;

(d) the Vice-Chairman, Delhi Development Authority, *ex officio*;

(e) the Chief Planner, Town and Country Planning Organisation, New Delhi, *ex officio*; and

(f) the Chief Town Planner of each participating State, *ex officio*.

5. *Power to co-opt, etc.*—(1) The Board or the Committee may, at any time and for such period as it thinks fit, co-opt any person or persons as a member or members of the Board or of the Committee.

(2) A person co-opted under sub-section (1) shall exercise and discharge all the powers and functions of a member of the Board or of the Committee, as the case may be, but shall not be entitled to vote.

6. *Vacancies, etc., not to invalidate proceedings of the Board or the Committee.*—No act or proceeding of the Board or of the Committee shall be invalid merely by reason of—

(a) the existence of any vacancy in, or any defect in the constitution of, the Board or the Committee; or

(b) any irregularity in the procedure of the Board or of the Committee not affecting the merits of the case.

### CHAPTER III

#### Functions and Powers of the Board and of the Committee

7. *Functions of the Board.*—The functions of the Board shall be—

(a) to prepare the Regional Plan and the Functional Plans;

(b) to arrange for the preparation of Sub-Regional Plans and Project Plans by each of the participating States and the Union territory;

(c) to co-ordinate the enforcement and implementation of the Regional Plan, Functional Plans, Sub-Regional Plans and Project Plans through the participating States and the Union territory;

(d) to ensure proper and systematic programming by the participating States and the Union territory in regard to project formulation, determination of priorities in the National Capital Region or sub-regions and phasing of development of the National Capital Region in accordance with stages indicated in the Regional Plan;

(e) to arrange for, and oversee, the financing of selected development projects in the National Capital Region through Central and State plan funds and other sources of revenue.

8. *Powers of the Board.*—The powers of the Board shall include the powers to—

(a) call for reports and information from the participating States and the Union territory with regard to preparation, enforcement and implementation of Functional Plans and Sub-Regional Plans;

(b) ensure that the preparation, enforcement and implementation of Functional Plan or Sub-Regional Plan, as the case may be, is in conformity with the Regional Plan;

(c) indicate the stages for the implementation of the Regional Plan;

(d) review the implementation of the Regional Plan, Functional Plan, Sub-Regional Plan and Project Plan;

(e) select and approve comprehensive projects, call for priority development and provide such assistance for the implementation of those projects as the Board may deem fit;

(f) select, in consultation with the State Government concerned, any urban area, outside the National Capital Region having regard to its location, population and potential for growth, which may be developed in order to achieve the objectives of the Regional Plan; and

(g) entrust to the Committee such other functions as it may consider necessary to carry out the provisions of this Act.

9. *Functions of the Committee.*—(1) The functions of the Committee shall be to assist the Board in—

(a) the preparation and co-ordinated implementation of the Regional Plan and the Functional Plans; and

(b) scrutinising the Sub-Regional Plans and all Project Plans to ensure that the same are in conformity with the Regional Plan.

(2) The Committee may also make such recommendation to the Board as it may think necessary to amend or modify any Sub-Regional Plan or any Project Plan.

(3) The Committee shall perform such other functions as may be entrusted to it by the Board.

#### CHAPTER IV

#### The Regional Plan

10. *Contents of the Regional Plan.* — (1) The Regional Plan shall be a written statement and shall be accompanied by such maps, diagrams, illustrations and descriptive matters, as the Board may deem appropriate for the purpose of explaining or illustrating the proposals contained in the Regional Plan and every such map, diagram, illustration and descriptive matter shall be deemed to be a part of the Regional Plan.

(2) The Regional Plan shall indicate the manner in which the land in the National Capital Region shall be used, whether by carrying out development thereon or by conservation or otherwise, and such other matters as are likely to have any important influence on the development of the National Capital Region and every such plan shall include the following elements needed to promote growth and balanced development of the National Capital Region, namely:—

(a) the policy in relation to land-use and the allocation of land for different uses;

(b) the proposals for major urban settlement pattern;

(c) the proposals for providing suitable economic base for future growth;

(d) the proposals regarding transport and communications including railways and arterial roads serving the National Capital Region;

(e) the proposals for the supply of drinking water and for drainage;

(f) indication of the areas which require immediate development as "priority areas"; and

(g) such other matters as may be included by the Board with the concurrence of the participating States and the Union territory for the proper planning of the growth and balanced development of the National Capital Region.

11. *Surveys and studies.* — For the preparation of the Regional Plan, the Board may cause such surveys and studies, as it may consider necessary, to be made by such person or group of persons as it may appoint in this behalf and may also associate such experts or consultants for carrying out studies in relation to such specific matters as may be determined by the Board.

12. *Procedure to be followed for the preparation of Regional Plan.* — (1) Before preparing any Regional Plan finally, the Board shall prepare, with the assistance of the Committee, a Regional Plan in draft and publish it by making a copy thereof

available for inspection and publishing a notice in such form and in such manner as may be prescribed, inviting objections and suggestions from any person with respect to the draft Regional Plan before such date as may be specified in the notice.

(2) The Board shall also give reasonable opportunities to every local authority, within whose local limits any land touched by the Regional Plan is situate, to make any representation with respect to the draft Regional Plan.

(3) After considering all objections, suggestions and representations that may have been received by the Board, the Board shall finally prepare the Regional Plan.

13. *Date of coming into operation of the Regional Plan.* — (1) Immediately after the Regional Plan has been finally prepared, the Board shall publish, in such manner as may be prescribed, a notice stating that the Regional Plan has been finally prepared by it in naming the places where a copy of the Regional Plan may be inspected at all reasonable hours and upon the date of first publication of the aforesaid notice, the Regional Plan shall come into operation.

(2) The publication of the Regional Plan, after previous publication, as required by section 12, shall be conclusive proof that the Regional Plan has been duly prepared.

14. *Modifications of the Regional Plan.* — (1) The Board may, subject to the provisions of sub-section (2), make such modifications in the Regional Plan as finally prepared by it, as it may think fit, being modifications which, in its opinion, do not effect important alterations in the character of the Regional Plan and which do not relate to the extent of land-uses or the standards of population density.

(2) Before making any modifications in the finally prepared Regional Plan, the Board shall publish a notice, in such form and in such manner as may be prescribed, indicating therein the modifications which are proposed to be made in the finally prepared Regional Plan, and inviting objections and suggestions from any person with respect to the proposed modifications before such date as may be specified in the notice and shall consider all objections and suggestions that may be received by it on or before the date so specified.

(3) Every modification made under this section shall be published in such manner as the Board may specify and the modifications shall come into operation either on the date of such publication or on such later date as the Board may fix.

(4) If any question arises whether the modifications proposed to be made are modifications which effect important alterations in the character of the Regional Plan whether they relate to the extent of landuses or the standards of population density, it shall be decided by the Board whose decision thereon shall be final.

15. *Review and revision of the Regional Plan.* — (1) After every five years from the date of coming into operation of the finally prepared Regional Plan, the Board shall review such Regional Plan in its entirety and may, after such review, substitute it

by a fresh Regional Plan or may make such modifications or alterations therein as may be found by it to be necessary.

(2) Where it is proposed to substitute a fresh Regional Plan in place of the Regional Plan which was previously finally prepared or where it is proposed to make any modifications or alterations in the finally prepared Regional Plan, such fresh plan or, as the case may be, modifications or alterations, shall be published and dealt with in the same manner as if it were the Regional Plan referred to in sections 12 and 13 or as if they were the modifications or alterations in the Regional Plan made under section 14.

#### CHAPTER V

##### Functional Plans, Sub-Regional Plans and Project Plans

16. *Preparation of Functional Plans.*—After the Regional Plan has come into operation, the Board may prepare, with the assistance of the Committee, as many Functional Plans as may be necessary for the proper guidance of the participating States and of the Union territory.

17. *Preparation of Sub-Regional Plans.*—(1) Each participating State shall prepare a Sub-Regional Plan for the sub-region within that State and the Union territory shall prepare a Sub-Regional Plan for the sub-region within the Union territory.

(2) Each Sub-Regional Plan shall be a written statement and shall be accompanied by such maps, diagrams, illustrations and descriptive matters as the participating State or the Union territory may deem appropriate for the purpose of explaining or illustrating the proposals contained in such Sub-Regional Plan and every such map, document, illustration and descriptive matter shall be deemed to be a part of the Sub-Regional Plan.

(3) A Sub-Regional Plan may indicate the following elements to elaborate the Regional Plan at the sub-regional level, namely:—

(a) reservation of areas for specific land-uses which are of the regional or sub-regional importance;

(b) future urban and major rural settlements indicating their area, projected population, predominant economic functions, approximate site and location;

(c) road net-work up to the district roads and roads connecting major rural settlements;

(d) proposals for the co-ordination of traffic and transportation, including terminal facilities;

(e) priority areas at sub-regional level for which immediate plans are necessary;

(f) proposals for the supply of drinking water and for drainage; and

(g) any other matter which is necessary for the proper development of the sub-region.

18. *Preparation of Project Plans.*—A participating State, or the Union territory, may, by itself or in collaboration with one or more of the participating States or the Union territory, as the case may

be, prepare Project Plans for one or more elements of the Regional Plan, Functional Plan or Sub-Regional Plan.

19. *Submission of Sub-Regional Plans to the Board.*—(1) Before publishing any Sub-Regional Plan, each participating State or, as the case may be, the Union territory, shall, refer such Plan to the Board to enable the Board to ensure that such plan is in conformity with the Regional Plan.

(2) The Board shall, after examining a Sub-Regional Plan, communicate, within sixty days from the date of receipt of such plan, its observations with regard to the Sub-Regional Plan to the participating State or the Union territory by which such plan was referred to it.

(3) The participating State, or, as the case may be, the Union territory, shall, after due consideration of the observations made by the Board, finalise the Sub-Regional Plan after ensuring that it is in conformity with the Regional Plan.

20. *Implementation of Sub-Regional Plans, etc.*—Each participating State, or, as the case may be, the Union territory shall be responsible for the implementation of the Sub-Regional Plan, as finalised by it under sub-section (3) of section 19, and Project Plans prepared by it.

#### CHAPTER VI

##### Finance, Accounts and Audit

21. *Grants and loans by the Central Government.*—(1) The Central Government may, after due appropriation made by Parliament by law in this behalf, make to the Board grants and loans of such sums of money as that Government may consider necessary to enable the Board to carry out its functions under this Act.

(2) The Central Government shall also, after due appropriation made by Parliament by law in this behalf, pay to the Board such other sums as may be necessary for meeting the salaries, allowances and other remuneration of the Member-Secretary, officers and other employees of the Board and such amounts as may be necessary to meet the other administrative expenses of the Board.

22. *Constitution of the Fund.*—(1) There shall be constituted a Fund to be called the National Capital Regional Planning Board Fund and there shall be credited thereto—

(a) any grants and loans made to the Board by the Central Government under section 21;

(b) all sums paid to the Board by the participating States and the Union territory; and

(c) all sums received by the Board from such other sources as may be decided upon by the Central Government in consultation with the participating States and the Union territory.

(2) The sums credited to the said Fund referred to in sub-section (1) shall be applied for—

(a) meeting the salaries, allowances and other remuneration of the Member-Secretary, officers and other employees of the Board and for meeting other administrative expenses of the Board;



so, however, that the total expenses shall not exceed the amount appropriated for this purpose under sub-section (2) of section 21;

(b) conducting surveys, preliminary studies and drawing up of plans for the National Capital Region;

(c) providing financial assistance to the participating States and the Union territory for the implementation of Sub-Regional Plans and Project Plans; and

(d) providing financial assistance to the State concerned for the development of the counter-magnet area subject to such terms and conditions as may be agreed upon between such State and the Board.

23. *Budget.* — The Board shall, in each financial year, prepare in such form and at such time as may be prescribed its budget for the next financial year and forward the same to the Central Government at least three months prior to the commencement of the next financial year.

24. *Annual report.* — The Board shall prepare in each financial year its annual report in such form and at such time as may be prescribed, giving a full account of its activities during the financial year immediately preceding the financial year in which such report is prepared and forward, before such date as may be prescribed, copies thereof to the Central Government, the participating States and the Union territory.

25. *Accounts and audit.* — The accounts of the Board shall be maintained and audited in such manner as may be prescribed in consultation with the Comptroller and Auditor-General of India and the Board shall furnish, to the Central Government, before such date as may be prescribed, a copy of its audited accounts together with the auditor's report thereon.

26. *Annual report and auditors' report to be laid before Parliament.* — The Central Government shall cause the annual report and the auditor's report to be laid as soon as may be after their receipt, on the Table of each House of Parliament while it is in session, for a total period of thirty days, which may be comprised in one session or in two or more successive sessions.

#### CHAPTER VII

##### Miscellaneous

27. *Act to have overriding effect.* — The provisions of this Act shall have effect notwithstanding anything inconsistent therewith contained in any other law for the time being in force or in any instrument having effect by virtue of any law other than this Act; or in any decree or order of any court, tribunal or other authority.

28. *Power of the Central Government to give directions.* — The Central Government may, from time to time, give such directions to the Board as it may think fit for the efficient administration of this Act and when any such direction is given, the Board shall carry out such directions.

29. *Violation of Regional Plan.* — (1) On and from the coming into operation of the finally published

Regional Plan, no development shall be made in the region which is inconsistent with the Regional Plan as finally published.

(2) Where the Board is satisfied that any participating State or the Union territory has carried out, or is carrying out, any activity which amounts to a violation of the Regional Plan, it may, by a notice in writing, direct the concerned participating State or the Union territory, as the case may be, to stop such violation of the Regional Plan within such time as may be specified in the said notice and in case of any omission or refusal on the part of the concerned participating State or the Union territory to stop such activity, withhold such financial assistance to the concerned participating State or the Union territory, as the Board may consider necessary.

30. *Technical assistance to the Board.* — (1) The Central Government may direct its Town and Country Planning Organisation to provide, on such terms and conditions as may be mutually agreed upon, such technical assistance to the Board as that Government may consider necessary and the Government of a participating State may direct the Town Planning Department of that Government to make such technical assistance to the Board as that Government may consider necessary.

(2) with a view to enabling the Committee to discharge its functions, the Board shall, out of the technical assistance received by it under sub-section (1) make available to the Committee such technical assistance as the Committee may require.

31. *Officers and employees of the Board.* — (1) The Board may appoint such other officers and employees as it considers necessary for the efficient discharge of its functions under this Act.

(2) The terms and conditions of the officers and employees of the Board shall be such as may be determined by regulations.

32. *Power to delegate.* — The Board may, by notification in the Official Gazette, direct that any function or power (other than the power to approve the Regional Plan and to make regulations), or duty which the Board may perform, exercise or discharge under this Act shall subject to such conditions, if any, as may be specified in the notification, be performed, exercised or discharged also by such person or persons as may be specified in the notification and where any such delegation of power is made the person or persons to whom such power is delegated shall perform, exercise or discharge those powers in the same manner and to the same extent as if they were conferred on him or them directly by this Act and not by way of delegation.

33. *Power of entry.* — Subject to any rules made in this behalf, any person generally or specially authorised by the Board in this behalf, may, at all reasonable times, enter upon any land or premises and do such things thereon as may be necessary for the purpose of lawfully carrying out any works or for making any survey, examination or investigation, preliminary or incidental to the exercise of any power or performance of any function by the Board under this Act:

Provided that no such person shall enter any building or any enclosed courtyard or garden attached to a dwelling-house without previously giving the occupier thereof at least three days' notice in writing of his intention to do so.

34. *Member-Secretary, officers and other employees of the Board to be public servants.* — The Member-Secretary, officers and other employees of the Board shall be deemed, when acting or purporting to act in pursuance of any of the provisions of this Act, to be public servants within the meaning of section 21 of the Indian Penal Code.

45 of 1860.

35. *Protection of action taken in good faith.* — No suit, prosecution or other legal proceeding shall lie against the Board or any member or any officer or any other employee of the Board including any other person authorised by the Board to exercise any power or to discharge any function under this Act, or for anything which is in good faith done or intended to be done under this Act.

36. *Power to make rules.* — (1) The Central Government may, by notification in the Official Gazette, make rules to carry out the provisions of this Act.

(2) Without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely: —

(a) the composition and number of the members of the Board and of the Committee, as required by sub-section (3) of section 3 and sub-section (2) of section 4, respectively, to be prescribed;

(b) the terms and conditions of the office of the members as required by sub-section (4) of section 3, to be prescribed;

(c) the form and manner in which notice under sub-section (1) of section 12 and sub-section (2) of section 14 shall be published;

(d) the manner in which notice under sub-section (1) of section 13 shall be published;

(e) the form in which and the time at which the Board shall prepare its budget under section 23 and its annual report under section 24 and the manner in which the accounts of the Board shall be maintained and audited under section 25;

(f) the conditions and restrictions with respect to the exercise of the powers to enter under section 33 and other matters relating thereto; and

(g) any other matter which is to be, or may be, prescribed or in respect of which provision is to be, or may be, made by rules.

37. *Power to make regulations.* — (1) The Board may, with the previous approval of the Central Government, by notification in the Official Gazette, make regulations not inconsistent with this Act and the rules made thereunder to carry out the provisions of this Act.

(2) In particular and without prejudice to the generality of the foregoing power, such regulations

may provide for all or any of the following matters, namely: —

(a) the manner in which and the purposes for which the Board may associate with itself any person under section 11;

(b) the terms and conditions of service of the officers and employees of the Board under sub-section (2) of section 31; and

(c) any other matter in respect of which provision is to be, or may be, made by regulations.

38. *Rules and regulations to be laid before Parliament.* — Every rule and every regulation made under this Act shall be laid, as soon as may be after it is made, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or regulation, as the case may be, or both Houses agree that the rule or regulation, as the case may be, should not be made, the rule or regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule or regulation.

39. *Dissolution of the Board.* — (1) Where the Central Government is satisfied that the purposes for which the Board was established under this Act have been substantially achieved or the Board has failed in its objectives, so as to render the continued existence of the Board in the opinion of the Central Government unnecessary, that Government may, by notification in the Official Gazette, declare that the Board shall be dissolved with effect from such date as may be specified in the notification; and the Board shall be deemed to be dissolved accordingly.

(2) From the said date —

(a) all properties, funds and dues which are vested in or realisable by the Board shall vest in, or be realisable by, the Central Government;

(b) all liabilities which are enforceable against the Board shall be enforceable against the Central Government;

(c) for the purpose of carrying out any development which has not been fully carried out by the Board and for the purpose of realising properties, funds and dues referred to in clause (a) the functions of the Board shall be discharged by the Central Government.

(3) Nothing in this section shall be construed as preventing the Central Government from reconstituting the Board in accordance with the provisions of this Act.

40. *Acquisition of land and determination of rights in relation to land to be made by the Government of the participating State or Union territory.* — For the removal of doubts, it is hereby declared that the acquisition of land or the determination of any right or interest in, or in relation to, any



land or other property, where necessary to give effect to any Regional Plan, Functional Plan, Sub-Regional Plan or Project Plan, shall be made by the Government of the concerned participating State, or, as the case may be, the Union territory, in accordance with the law for the time being in force in that State or Union territory.

41. *Repeal and saving.*— (1) The National Capital Region Planning Board Ordinance, 1984, is hereby repealed. 11 of 1984.

(2) Notwithstanding such repeal, anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under the corresponding provisions of this Act.

## THE SCHEDULE

[See section 2(f)]

The National Capital Region shall comprise the following areas:—

### 1. Delhi

The whole of the Union territory of Delhi.

### 2. Haryana

(i) The whole of District of Gurgaon comprising the Tehsils of Gurgaon, Nuh and Ferozepur-Jhirka;

(ii) The whole of District of Faridabad comprising the Tehsils of Ballabgarh, Palwal and Hathin;

(iii) The whole of District of Rohtak comprising the Tehsils of Rohtak, Jhajjar, Bahadurgarh, Meham and Kosli;

(iv) The whole of District of Sonapat comprising the Tehsils of Sonapat and Gohana; and

(v) Panipat Tehsil of District of Karnal and Rewari Tehsil of District of Mohindergarh.

### 3. Uttar Pradesh

(i) The whole of District of Bulandshahr comprising the Tehsils of Anupshahr, Bulandshahr, Khurja and Sikanderabad;

(ii) The whole of District of Meerut comprising the Tehsils of Meerut, Bagpat, Mawana and Sardhana; and

(iii) The whole of District of Ghaziabad comprising the Tehsils of Ghaziabad and Hapur.

### 4. Rajasthan

(i) The whole of the following Tehsils of Alwar District, namely, Behroor, Mandawar, Kishangarh and Tijara; and

(ii) Part of Alwar Tehsil comprising the area bounded in the north by the Tehsil boundaries of Mandawar and Kishangarh, in the east of the boundaries of Tehsil Ferozepur-Jhirka of District Gurgaon, Haryana and Alwar Tehsil, in the south by the Barah river right up to Umran lake in the west, and then following the southern boundaries of Umran lake up to the junction of Umran lake and State Highway from Alwar to Bairat and from then on west by north-west across the ridge up to the junction of the Tehsil boundaries of Alwar and Bansur.

*Explanation.*— Save as otherwise provided, reference to any district or tehsil in this schedule shall be construed as a reference to the areas comprised in that district or tehsil, as the case may be, on the 27th day of August, 1984, being the date on which the National Capital Region Planning Board Bill, 1984, was introduced in the House of the People.

## The General Insurance Business (Nationalisation) Amendment Act, 1985

AN

ACT

furth<sup>r</sup> to amend the General Insurance Business (Nationalisation) Act, 1972.

Be it enacted by Parliament in the Thirty-fifth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the General Insurance Business (Nationalisation) Amendment Act, 1985.

(2) It shall be deemed to have come into force on the 17th day of September, 1984.

2. *Amendment of clause (o) of section 3.*— In section 3 of the General Insurance Business (Nationalisation) Act, 1972 (hereinafter referred to as the principal Act), in clause (o), after the words and figures "framed under section 16", the words, figures and letter "and also includes a scheme framed under section 17A" shall be inserted. 57 of 1972.

3. *Amendment of section 16.*— In section 16 of the principal Act, after sub-section (7), the following sub-section shall be inserted, namely:—

"(8) The power to frame a scheme under sub-section (1), and the power conferred by sub-section (6) to add to, amend or vary any scheme framed under this section, shall include the power to frame such scheme with retrospective effect from a date not earlier than the appointed day."

4. *Insertion of new Chapter VA.*— In the principal Act, after Chapter V, the following Chapter shall be inserted, namely:—

### "CHAPTER VA

Terms and conditions of Service of Officers and other Employees

17A. *Power of Central Government to regulate the terms and conditions of service of officers and other employees.*— (1) The Central Government may, by notification in the Official Gazette, frame one or more schemes for regulating the pay scales and other terms and conditions of service of officers and other employees of the Corporation or of any acquiring company.

(2) A scheme framed under sub-section (1) may add to, amend or vary any scheme framed under section 16 [including any addition, amendment or variation made therein by notification under sub-section (6) of section 16] with respect to rationalisation or revision of pay scales and other terms and

conditions of service of officers and other employees of the Corporation or of any acquiring company, to provide for further rationalisation or revision of such pay scales and other terms and conditions of service notwithstanding that such further rationalisation or revision is unrelated to, or unconnected with, the amalgamation of insurance companies or merger consequent on nationalisation of general insurance business.

(3) The Central Government may, by notification, add to, amend or vary any scheme framed under this section.

(4) The power to frame a scheme under sub-section (1), and the power conferred by sub-section (3) to add to, amend or vary any scheme framed under this section, shall include the power to frame such scheme, or, as the case may be, to make such addition, amendment or variation in any scheme framed under this section, with retrospective effect from a date not earlier than the appointed day.

(5) A copy of every scheme, and every amendment thereto, framed under this section shall be laid, as soon as may be after it is made, before each House of Parliament.

(6) The provisions of this section and of any scheme framed under it shall have effect notwithstanding anything to the contrary contained in any other law or any agreement, award or other instrument for the time being in force."

5. *Validation.*—(1) Notwithstanding anything contained in any judgment, decree or order of any court, tribunal or other authority or in any other law, agreement, award or other instrument for the time being in force, every scheme framed or purporting to have been framed with retrospective effect under sub-section (1) of section 16 of the principal Act and every notification made or purporting to have been made with retrospective effect under sub-section (6) of that section before the commencement of the General Insurance Business (Nationalisation) Amendment Act, 1985 shall be, and shall be deemed always to have been for all purposes, as valid and effective as if the amendment made in the said section 16 by section 3 of this Act had been part of that section and had been in force at all material times.

(2) Notwithstanding anything contained in any judgment, decree or order of any court, tribunal or other authority or in any other law, agreement, award or other instrument for the time being in force,—

(a) every scheme framed, or purporting to have been framed, by the Central Government under sub-section (1) of section 16 of the principal Act; and

(b) every notification made, or purporting to have been made, by the Central Government under sub-section (6) of the said section 16,

before the commencement of the General Insurance Business (Nationalisation) Amendment Act, 1985, in so far as such scheme or notification provides (whether with or without retrospective effect) for any rationalisation or revision of pay scales or other terms and conditions of service of officers and other employees of the Corporation or of any acquiring

company, otherwise than in relation to, or in connection with, amalgamation of insurance companies or merger consequent on nationalisation of general insurance business shall be, and shall be deemed always to have been, for all purposes, as valid and effective as if section 17A, as inserted in the principal Act by section 4, of this Act had been part of the principal Act, and had been in force at all material times and such schemes or notification in so far as it provides as aforesaid had been framed or made, under the said section 17A:

Provided that nothing in this section shall apply to, or in relation to, the notification dated the 30th day of September, 1980, framing the General Insurance (Nationalisation and Revision of Pay Scales and Other Conditions of Service of Supervisory, Clerical and Subordinate Staff) Second Amendment Scheme, 1980.

*Explanation.*—In this section, the expressions "acquiring company" and "Corporation" shall have the meanings respectively assigned to them in the principal Act.

6. *Repeal and saving.*—(1) The General Insurance Business (Nationalisation) Amendment Ordinance, 1984, is hereby 10 of 1984. repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act, as amended by the said Ordinance, shall be deemed to have been done or taken under the principal Act, as amended by this Act.

Legislative Assembly of Goa, Daman and Diu

Legislature Department

LA/B/810/1986

The following Bill which was introduced in the Legislative Assembly of Goa, Daman and Diu on 31st March, 1986 is hereby published for general information in pursuance of the provisions of Rule-136 of the Rules of Procedure and Conduct of Business of the Legislative Assembly.

## THE GOA, DAMAN AND DIU APPROPRIATION (VOTE ON ACCOUNT) BILL, 1986

(Bill No. 4 of 1986)

A Bill to provide for the withdrawal of certain sums from and out of the Consolidated Fund of the Union territory of Goa, Daman and Diu for the services of a part of the Financial Year 1986-87.

Be it enacted by the Legislative Assembly, of Goa, Daman and Diu in the Thirty-seventh Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Goa, Daman and Diu Appropriation (Vote on Account) Act, 1986.

2. *Withdrawal of Rs. 84,00,12,000 from and out of the Consolidated fund of the Union territory of Goa, Daman and Diu for the financial year 1986-87—* From and out of the Consolidated Fund of the Union

territory of Goa, Daman and Diu there may be withdrawn sums not exceeding those specified in column 5 of the Schedule amounting in the aggregate to the sum of Rupees eighty four crores and twelve thousand towards defraying the several charges which will come in course of payment during the financial year 1986-87.

**3. Appropriation.**—The sum authorised to be withdrawn from and out of the Consolidated Fund by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

**THE SCHEDULE**  
(See Sections 2 & 3)

No. of Demand	Services and purposes	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated Fund of the Union Territory of Goa, Daman and Diu	Total
1	2	3	4	5
		Rs.	Rs.	Rs.
1. Union Territory Legislature and Elections ...		7,32,000	35,000	7,67,000
2. Miscellaneous General Services ...		1,05,32,000	5,28,000	1,10,60,000
3. Administration of Justice ...		16,63,000	3,000	16,66,000
4. Land Revenue, Stamps and Registration ...		28,92,000	—	28,92,000
5. State Excise, Sales Tax and Other Taxes and Duties ...		26,33,000	—	26,32,000
6. Taxes on Vehicles ...		5,67,000	—	5,67,000
7. Police and Fire Services ...		—	6,23,98,000	6,23,98,000
8. Jails ...		1,71,00,000	—	1,71,00,000
9. Stationery and Printing ...		8,00,000	—	8,00,000
10. Stationery and Printing ...		23,33,000	—	23,33,000
11. Other General and Economic Services ...		30,20,000	—	30,20,000
12. Pension ...		85,00,000	—	85,00,000
13. Public Works, Housing and Urban Development ...		6,95,15,000	27,000	6,95,42,000
14. Roads and Bridges ...		3,76,67,000	—	3,76,67,000
15. Education, Art and Culture ...		10,51,13,000	—	10,51,13,000
16. Medical, Family Welfare and Public Health, Sanitation and Water Supply ...		9,29,72,000	—	9,29,72,000
17. Information and Publicity ...		16,33,000	—	16,32,000
18. Labour and Employment ...		62,00,000	—	62,00,000
19. Social Security and Welfare, Relief on account of Natural Calamities and Food ...		5,28,20,000	—	5,28,20,000

1	2	3	4	5
		Rs.	Rs.	Rs.
19. Cooperation and Community Development ...		98,00,000	—	98,00,000
20. Agriculture and Allied Services ...		5,68,92,000	—	5,68,92,000
21. Irrigation and Power Projects ...		18,60,84,000	—	18,60,84,000
22. Industries ...		1,24,79,000	—	1,24,79,000
23. Road and Water Transport Services (including Ports) ...		1,60,37,000	—	1,60,37,000
24. Tourism ...		63,33,000	—	63,33,000
— Appropriation Public Debt. ...		—	6,82,99,000	6,82,99,000
25. Loans and Advances by the Union Territory Government ...		44,05,000	—	44,05,000
Total ...		70,87,22,000	13,12,90,000	84,00,12,000
Revenue ...		46,46,91,000	6,29,91,000	52,76,82,000
Capital (including Loans) ...		24,40,31,000	6,82,99,000	31,23,30,000

**Financial Memorandum**

Provision is made in this Bill to appropriate for certain services and purposes expressed in the Schedule during the Financial Year, 1986-87 a sum of Rs. 84,00,12,000 pending discussions and voting of the Demands for Grants for the year 1986-87 by the Legislative Assembly. The amount mentioned above consists of Rs. 52,76,82,000 on Revenue Account and Rs. 31,23,30,000 on Capital Account including Loans and Advances.

This Bill is introduced in pursuance of section 31(1) read with section 29(1) of the Government of Union Territories Act, 1963, to provide for the appropriation out of the Consolidated Fund of the Union territory of Goa, Daman and Diu of the monies required to meet the expenditure charged on the Consolidated Fund and the grants made in advance by the Goa, Daman and Diu Legislative Assembly in respect of the estimated expenditure of the Government of Goa, Daman and Diu for four months i. e. for the months from April to July, 1986.

The Administrator has, in pursuance of sub-section (1) of section 23 of the Government of Union Territories Act, 1963 recommended to the Legislative Assembly the introduction and consideration of the Bill.

**PRATAPSING RAOJI RANE**  
Chief Minister

Panaji,  
March, 1986.

Assembly Hall,  
Panaji,  
31st March, 1986.

**M. M. Naik**  
Secretary to the Legislative Assembly  
of Goa, Daman and Diu.

LA/B/840/1986

The following Bill which was introduced in the Legislative Assembly of Goa, Daman and Diu on 1st April, 1986 is hereby published for general information in pursuance of the provisions of Rule-136 of the Rules of Procedure and Conduct of Business of the Legislative Assembly.

The Goa, Daman and Diu Toddy Tappers Welfare Fund (Amendment) Bill, 1986  
(Bill No. 7 of 1986)

A  
BILL

*to amend the Goa, Daman and Diu Toddy Tappers Welfare Fund Act, 1984.*

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Thirty-seventh Year of the Republic of India as follows:—

1. **Short title and commencement.**— (1) This Act may be called the Goa, Daman and Diu Toddy Tappers Welfare Fund (Amendment) Act, 1986.

(2) It shall come into force at once.

2. **Amendment of section 5.**— In section 5 of the Goa, Daman and Diu Toddy Tappers Welfare Fund Act, 1984 (17 of 1985), the proviso shall be omitted.

**Statement of Objects and Reasons**

This Bill seeks to omit the proviso to section 5 of the Goa, Daman and Diu Toddy Tappers Welfare Fund Act, 1984 as the same is found to be redundant.

**Financial Memorandum**

No financial implications are involved in this Bill.

Panaji, PRATAPSINGH RAOJI RANE  
10th March, 1986. Chief Minister

Assembly Hall, M. M. NAIK  
Panaji, Secretary to the Legislative Assembly  
21st March, 1986. of Goa, Daman and Diu.

(Annexure to Bill No. 7 of 1986)

The Goa, Daman and Diu Toddy Tappers Welfare Fund (Amendment) Bill, 1986

The Goa, Daman and Diu Toddy Tappers Welfare Fund Bill, 1984  
(Act No. 17 of 1985)

5. **Contribution to the Fund.**—The contributions which shall be made by toddy tappers to the Fund shall be 15 paise per tree per month and equal contribution shall be made by the Government:

Provided that where the amount of any such contribution is in a fraction of a rupee, it shall be rounded to the nearest rupee.

Assembly Hall, M. M. NAIK  
Panaji, Secretary to the Legislative Assembly  
21st March, 1986. of Goa, Daman and Diu.

LA/B/839/1986

The following Bill which was introduced in the Legislative Assembly of Goa, Daman and Diu on 1st April, 1986 is hereby published for general information in pursuance of the provisions of Rule-136 of the Rules of Procedure and Conduct of Business of the Legislative Assembly.

The Goa, Daman and Diu Prevention of Defacement of Property Bill, 1986  
(Bill No. 8 of 1986)

A  
BILL

*to provide for the prevention of defacement of property and for matters connected therewith or incidental thereto.*

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Thirty-seventh Year of the Republic of India as follows:—

1. **Short title, extent and commencement.**— (1) This Act may be called the Goa, Daman and Diu Prevention of Defacement of Property Act, 1986.

(2) It extends to the whole of the Union territory of Goa, Daman and Diu.

(3) It shall come into force on such date as the Administrator may by notification in the Official Gazette, appoint.

2. **Definitions.**— In this Act, unless the context otherwise requires, —

(a) "Administrator" means the Administrator of the Union territory of Goa, Daman and Diu appointed by the President under article 239 of the Constitution;

(b) "defacement" includes impairing or interfering with the appearance or beauty, damaging, disfiguring, spoiling or injuring in any way whatsoever and the word "deface" shall be construed accordingly;

(c) "property" includes any building, hut, structure, wall, tree, fence, post, pole or any other erection;

(d) "writing" includes decoration, lettering, ornamentation, etc., produced by stencil.

3. **Penalty for defacement of property.**— (1) Whoever defaces any property in public view by writing or marking with ink, chalk, paint or any other material, except for the purpose of indicating the name and address of the owner or occupier of such property, shall be punishable with imprisonment for a term which may extend to six months or with fine which may extend to one thousand rupees or with both.

(2) Where any offence committed under sub-section (1) is for the benefit of some other person or a company or other body corporate or an association of persons (whether incorporated or not), then, such other person and every president, chairman, director, partner, manager, secretary, agent or any other

officer or person concerned with the management thereof, as the case may be, shall, unless he proves that the offence was committed without his knowledge or consent, be deemed to be guilty of such offence.

4. **Offence to be cognizable.** — An offence punishable under this Act shall be cognizable.

5. **Power of Administrator to erase writing, etc.** — Without prejudice to the provisions of section 3, it shall be competent for the Administrator to take such steps as may be necessary for erasing any writing, freeing any defacement or removing any mark from any property.

6. **Act to override other laws.** — The provisions of this Act shall have effect notwithstanding anything to the contrary contained in any other law for the time being in force.

#### Statement of Objects and Reasons

At the time of electioneering campaigns, workers of political parties/Candidates indulge in defacement

of private as well as public buildings on a large scale thereby giving the cities and town an ugly appearance. It has also been a practice to exhibit advertisements in any place open to public without the written permission of competent authority. The helpless owners of the buildings are compelled either to tolerate this eye-sore or to white wash/repaint the walls at their own cost.

This Bill seeks to take penal action against the persons indulging in such activities and to protect the interests of the public and help the cities and towns to maintain a cleaner image.

#### Financial Memorandum

No financial implications are involved in this Bill.

Panaji,  
17th March, 1986.

Dr. LUIS PROTO BARBOSA  
Minister for Municipalities

Assembly Hall,  
Panaji,  
21st March, 1986.

M. M. NAIK  
Secretary to the Legislative Assembly  
of Goa, Daman and Diu.